TRANSLATION PATENT COOPERATION TREATY POT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 031199WO	FOR FURTHER ACTION	See I	Form PCT/IPEA/416				
International application No.	International filing date (day/	* '	rity date (day/month/year)				
PCT/EP2004/012408	03.11.2004	0.9	9.12.2003				
International Patent Classification (IPC) or nat	onal classification and IPC	<u> </u>					
B23B5/32							
Applicant HEGENSCHEIDT-MFD GMB	H & CO. KG						
	1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.						
2. This REPORT consists of a total of	4	sheets, including this c	cover sheet.				
3. This report is also accompanied by A	NNEXES, comprising:						
a. (sent to the applicant and	to the International Bureau) a	total of 2	sheets, as follows:				
	sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative						
	sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental						
	Bureau only) a total of (indicate	type and number of els	ectronic carrier(c))				
o. Sen to the International	bureau only) a total of (matcate	• •					
, containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).							
4. This report contains indications relati	ng to the following items:						
Box No. I Basis of the	report						
Box No. II Priority							
Box No. III Non-establi	shment of opinion with regard t	o novelty, inventive ste	p and industrial applicability				
Box No. IV Lack of uni	ty of invention						
BON 1.0.	Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement						
Box No. VI Certain doc	uments cited						
Box No. VII Certain def	ects in the international applicat	ion					
Box No. VIII Certain obs	Box No. VIII Certain observations on the international application						
Date of submission of the demand Date of completion of this report			rt				
Name and mailing address of the IPEA/EP	Authori	zed officer					
Facsimile No	Telepho	one No					

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/EP2004/012408

Вох	No. I	Ba	asis of the report				
1.		n regard to tl	he language, this report is based on the internation this item.	al application in the language in	which it was filed, unless otherwise		
			rt is based on translations from the original languag he language of a translation furnished for the purpo		,		
		inter	rnational search (Rule 12.3 and 23.1(b))				
		publ	lication of the international application (Rule 12.4)				
		inter	rnational preliminary examination (Rule 55.2 and/o	or 55.3)			
2.	rece		regard to the elements of the international application, this report is based on (replacement sheets which have been furnished to the ving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to enout.				
		the interna	ational application as originally filed/furnished				
	\boxtimes	the descrip	ption:				
		pages _	1-10		as originally filed/furnished		
		pages* _					
		pages*		received by this Authority on			
	\boxtimes	the claims					
		nos.			as originally filed/furnished		
		nos.*					
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		the drawin					
		sheets			as originally filed/furnished		
		sheets*					
	$\overline{}$	sheets*		received by this Authority on			
	\sqcup	a sequence	e listing and/or any related table(s) – see Suppleme	ntal Box Relating to Sequence L	isting.		
3.	Ш	The amend	dments have resulted in the cancellation of:				
		the o	description, pages				
		the o	claims, nos.				
		the o	drawings, sheets/figs				
		the s	sequence listing (specify):				
		any	table(s) related to sequence listing (specify):				
4.			rt has been established as if (some of) the amenda been considered to go beyond the disclosure as file				
		the o	description, pages				
		the o	claims, nos.		_		
		the o	drawings, sheets/figs				
		the s	sequence listing (specify):				
		any	table(s) related to sequence listing (specify):				
*	If ite	m 4 applies	s, some or all of those sheets may be marked "super	rseded."			

International application No.			
PCT/EP2004/012408			

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY				International application No.			
			PCT/EP2004/012408				
Box No. V Reasoned statement und citations and explanation				ticle 35(2) with regard to novelty, inventive apporting such statement	step or industrial applicability;		
1.	Statement						
	Novelty (N)		Claims	1-4		YES	
			Claims			NO	
	Inventive step (IS)		Claims	1-4		YES	
			Claims			NO	
Industrial applicability (IA)		Claims	1-4		YES		
			Claims			NO	
2.	2. Citations and explanations (Rule 70.7)						
	1.1	Reference	is m	ade to the following	document:		
		D1: DE 2	02 14	918 111 (HEGENSCHEID	T-MFD GMBH &		
		CO.	KG) 1:	2 December 2002.			

- Document D1 is considered to be the prior art closest to the subject matter of claim 1. Said document discloses (the references in parentheses are to document D1) a service vehicle (13) that is detachably connected to a wheelset-machining tool (1) (see the last three lines on page 5 and the first three lines on page 6).
- 2.2 The subject matter of claim 1 therefore differs from the known device, consisting of a service vehicle and a wheelset-machining tool in that the service vehicle comprises a device for supporting wheels that are not being machined.
- 2.3 The subject matter of claim 1 is therefore novel (PCT Article 33(2)).

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Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement 2.4 The problem addressed by the present invention can consequently be regarded as that of dispensing with the need for an auxiliary device for supporting wheels that are not being machined. 2.5 The solution to the above problem, as proposed in claim 1 of the present application, involves an inventive step (PCT Article 33(3)) since a service vehicle with a supporting device for wheels that are not being machined is not known from the available prior art, nor is it rendered obvious thereby. 3.1 Claims 2 to 4 are dependent on claim 1 and, in consequence, likewise satisfy the requirements of the PCT in respect of novelty and inventive step.